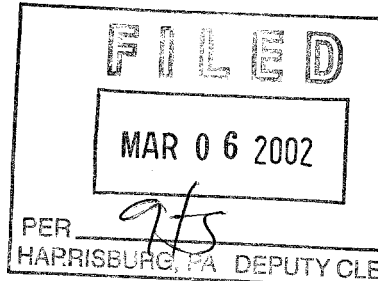


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3/7/02
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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA



DARRELL G. OBER,

Plaintiff

vs.

PAUL EVANKO, MARK
CAMPBELL, THOMAS COURY,
JOSEPH WESTCOTT,
HAWTHORNE CONLEY,

Defendants

NO. 1: CV-01-0084
(Judge Caldwell)

CIVIL ACTION - LAW

JURY TRIAL DEMANDED

**Defendants' Response to Plaintiff's Motion
To Compel Production of Documents**

EXHIBIT A

**(Selected Portion of Deposition Transcript,
Darrell G. Ober, December 5, 2001)**

JAMES M. SHEEHAN
General Counsel
Commonwealth of Pennsylvania

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Governor's Office of General Counsel
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(717) 783-5568
(Counsel for Defendants)

Dated: March 6, 2002

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT
OF PENNSYLVANIA

* * * * *

DARRELL G. OBER, *
Plaintiff * Civil Action-Law
vs. * Case No.
PAUL EVANKO, MARK * 1:CV-01-0084
CAMPBELL, THOMAS *
COURY, JOSEPH *
WESTCOTT and *
HAWTHORNE CONLEY, *
Defendants *

* * * * *

VIDEOTAPED DEPOSITION OF
DARRELL G. OBER
DECEMBER 5, 2001

ORIGINAL

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is prohibited without authorization
by the certifying agency.

1 VIDEOTAPED DEPOSITION

2 OF

3 DARRELL G. OBER, taken on behalf of
4 the Defendants herein, pursuant to
5 the Rules of Civil Procedure, taken
6 before me, the undersigned,
7 Bernadette M. Black, a Court Reporter
8 and Notary Public in and for the
9 Commonwealth of Pennsylvania, at the
10 Office of General Counsel, 333 Market
11 Street, 17th Floor, Harrisburg,
12 Pennsylvania, on Wednesday, December
13 5, 2001, at 9:00 a.m.

1 real quick.

2 A. As far as I know.

3 ATTORNEY BAILEY:

4 As far as you know.

5 Okay.

6 A. I'm burning leave, so
7 whatever.

8 ATTORNEY GUIDO:

9 I mean, Dorothy will be
10 able to tell me whether I am
11 or am not. I just have to ask
12 her.

13 ATTORNEY BAILEY:

14 All right. Then I
15 guess we could end this. I've
16 got to, you know, again, I'm
17 going to do a revised document
18 request. We're obviously
19 going to have a disagreement.
20 I'm going to suggest that
21 maybe we get with Judge
22 Caldwell on the issue of the
23 document request. Because,
24 again, I don't feel some of
25 your requirements are fair and

1 you, obviously, feel they are.
2 We need to work that out.

3 ATTORNEY GUIDO:

4 It depends on --- what
5 are you concerned about,
6 relevance issues ---

7 ATTORNEY BAILEY:

8 Well, I can't go into
9 them now.

10 ATTORNEY GUIDO:

11 --- or the cost?

12 ATTORNEY BAILEY:

13 No. Even some of the
14 mechanics, you know.

15 ATTORNEY GUIDO:

16 Okay.

17 ATTORNEY BAILEY:

18 I mean, paying labor
19 --- we're not paying anyone
20 \$25 an hour to make copies.

21 ATTORNEY GUIDO:

22 That's what I was
23 wondering if the labor ---.

24 ATTORNEY BAILEY:

25 I mean, it's not going

1 to happen. But I don't want
2 to be unreasonable. We'll
3 talk about it.

4 ATTORNEY GUIDO:

5 Okay.

6 ATTORNEY BAILEY:

7 Okay.

8 ATTORNEY GUIDO:

9 Because I'm not sure
10 that it's something we
11 necessarily need to bring up
12 with the Judge. There are
13 certain issues that ---.

14 ATTORNEY BAILEY:

15 No, no. I'm saying if
16 we need to get there, if we
17 can't work it out. So I'm
18 going to do some revising in
19 my request and whatnot. And
20 then if we need to, we can
21 just agree in a friendly way
22 to go to the Judge and say,
23 hey, Judge, we disagree about
24 some things.

25 ATTORNEY GUIDO:

1 Okay.

2 ATTORNEY BAILEY:

3 I don't have anything
4 further. I'd like to thank
5 you for your cooperation,
6 though, for today.

7 ATTORNEY GUIDO:

8 No, I don't.

9 ATTORNEY BAILEY:

10 So the deposition is
11 --- it will be continuing
12 then.

13 MS. LYDE:

14 3:57 p.m., deposition
15 of Darrell Ober will be
16 continued at a later date.

17 VIDEOGRAPHER:

18 Off record.

19
20 * * * * *

21 DEPOSITION CONCLUDED AT 3:57 P.M.

22 * * * * *
23
24
25